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 13 Attorneys for Plaintiff

8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO/OAKLAND DIVISION

11 THE TORRLUBE COMPANY, LLC,

12 Plaintiff,

13 vs.

14 TEC-LUBE INDUSTRIES, INC, a
 15 corporation; FIL-TECH WEST, a
 16 corporation;

17 Defendants
 18
 19

No. C 07 1841 BZ

STIPULATION FOR LEAVE TO FILE
 AMENDED COMPLAINT and ORDER
 (Rule 15 a, FRCP)

20
 21 It is hereby stipulated by and between the parties hereto, by their respective counsel of
 22 record, subject to the approval of the Court and pursuant to Rule 15(a), FRCP, that plaintiff The
 23 TorrLube Company LLC may file its "Amended Complaint" in the form attached hereto which
 24 "Amended Complaint" adds claims against Fil Tech Inc., a Massachusetts corporation, and certain
 25 additional claims against Fil Tech West, Inc, and which deletes "Tec-Lube Industries Inc" as a
 26 named defendant. These changes are in the interests of justice and will promote the efficient
 27 administration of justice and the resolution of the disputes in this matter and are not intended to
 28

1 delay the proceedings; the changes correct matters that have come to plaintiff's attention during
2 initial disclosures and that are raised in the responsive pleadings on file.

3 It is further stipulated that Fil Tech West Inc.'s previously filed Answer shall be deemed a
4 sufficient response to this Amended Complaint and that any new allegations against Fil Tech West
5 Inc shall deemed to be denied.

6
7 Dated: July 20, 2007

8
9 

10 THOMAS COOK, Esq.
11 Attorney for DEFENDANT Fil Tech West Inc.

12 RICHARD I. WIDEMAN, Esq.
13 and
14 LAW OFFICES OF KIRK B. FREEMAN.

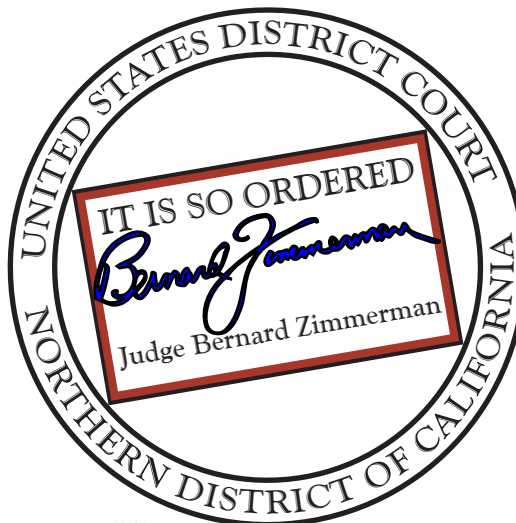
15 BY: 
16 RICHARD I. WIDEMAN, ESQ.
17 Attorneys for PLAINTIFF The Torrlube Company LLC

18 **ORDER**

19 August

20 IT IS SO ORDERED this 7th day of ~~July~~, 2007

21 
22 BERNARD ZIMMERMAN,
23 United States Magistrate Judge



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8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO/OAKLAND DIVISION

11 THE TORRLUBE COMPANY, LLC,

12 Plaintiff,

13 vs.

14
 15 FIL-TECH WEST, a corporation; TEC-
 16 LUBE INDUSTRIES; FIL TECH INC.,
 17 a corporation

18 Defendants

12 } [Proposed] AMENDED
 13 } COMPLAINT – DAMAGES, TREBLE
 14 } DAMAGES, and INJUNCTIVE RELIEF FOR
 15 } VIOLATION OF LANHAM ACT (False
 16 } Advertising) AND UNFAIR TRADE
 17 } PRACTICES (California B & P Code 17200) and
 18 } COMMON LAW UNFAIR COMPETITION

19 } DEMAND FOR JURY TRIAL

20
 21 Plaintiff, The TorrLube Company LLC, for its causes of action against Defendants, alleges
 22 as follows:

23 ALLEGATIONS COMMON TO ALL COUNTS

- 24 1. At all times herein relevant and at the present time, plaintiff The TorrLube Company LLC
 25 (“TorrLube LLC” herein) was and now is a valid California Limited Liability Company with
 26 its principal place of business in Santa Barbara, California. TorrLube LLC is the owner of
 27 the registered trademark “TorrLube” for certain specialized lubricants used in high vacuum
 28

1 situations. Under this trademark, TorrLube LLC sells lubricants throughout the United
2 States in interstate commerce and in California.

- 3 2. Defendant Fil-Tech West Inc ("FTW" herein) is a corporation with its principal place of
4 business in Pleasanton, California (Alameda County) and in the Northern District of
5 California. Plaintiff is informed and believes, and thereon alleges, that "Tec-Lube
6 Industries" is a wholly owned subsidiary of FTW, which also has its principal place of
7 business at the same location and in the Northern District of California. Plaintiff is
8 informed and believes that FTW created its Tec-Lube subsidiary in 1998 for the sole
9 purpose of competing with TorrLube's lubricants (then owned and sold by TorrLube LLC's
10 predecessor).
- 11 3. Defendant Fil Tech Inc. ("FTI") is a corporation with its principal place of business in
12 Boston, Massachusetts. Plaintiff is informed and believes, and thereon alleges, that FTI and
13 FTW are related by contract or contracts in some way not known to plaintiff, that FTW acts
14 as an exclusive distributor for FTI and that FTI acts as an exclusive distributor for FTW and
15 Tec-Lube brand products.
- 16 4. FTW and FTI advertise and sell lubricants that compete with Torrlube lubricants in
17 commerce throughout the United States and in California under the "Tec-Lube" brand.
- 18 5. In the mid-1970's, TorrLube LLC's predecessor began testing and utilizing a lubricant made
19 by DuPont (marketed for other purposes by DuPont) in machines operating in a high
20 vacuum environment in the manufacture of integrated circuits and other high vacuum
21 processes and, in or about October 1982, began selling such lubricants for said uses under
22 the "TorrLube" brand and trademark.
- 23 6. "TorrLube" is a registered trademark (originally registered to plaintiff's predecessor at
24 #1,227,763 in May, 1984 – first use, October, 1982 - and "issued" as #1,869,190 on
25 December 27, 1994), declaration of continued use ("incontestability") under sections 8 and
26 15 was filed in December 2000. Said trademark is now owned by plaintiff The TorrLube
27 Company, LLC (assignment to plaintiff recorded on January 18, 2000 as Reel 002019,
28 frame 0261).

- 1 7. At all times herein relevant, TorrLube has been and now is recognized as the “industry
2 leader” with respect to providing such lubricants.
- 3 8. Prior to 2002, both TorrLube, under its “TorrLube” trademark, and FTI and FT, under the
4 Tec-Lube brand, sold what TorrLube LLC is informed and believes is essentially the same
5 product, DuPont Krytox 143 AD oil, which each packaged and sold under its own “brand.”
- 6 9. In 2002, TorrLube LLC obtained (from the developer and sole manufacturer) the exclusive
7 right to sell in the United States and North America, and began to sell, a greatly improved
8 lubricant (Krytox TLC lubricant) for use in high vacuum applications; in 2005 it began
9 selling that TLC lubricant exclusively under its “TorrLube” brand and trademark.

10 JURISDICTION AND VENUE

- 11 10. This Court has subject matter jurisdiction because this matter arises under 15 USC section
12 1125 (a) which provides for a civil action against any person who, “in connection with any
13 goods or services, or in any container for goods, uses in commerce any word, term, name,
14 symbol or devise, or any combination thereof...or any false or misleading description of
15 fact, or false or misleading misrepresentation of fact which (A) is likely to cause...mistake,
16 or to deceive as to the...approval of his or her goods, services or commercial activities, or
17 (B) in commercial advertising....misrepresents the nature, characteristics, qualities...of his
18 or her or another person’s goods, services or commercial activities, shall be liable in a civil
19 action by any person that he or she is likely to be damaged by such act.”

20 This action also is brought under 28 USC 1114 and 15 USC 1116 (injunctive relief)
21 and 15 USC 117 (damages and attorneys fees).

- 22 11. This Court has jurisdiction of the Lanham Act claims in Count One, Two and Three under
23 28 USC 1338 (a) and over the state law (Unfair Competition) claims in Count Two
24 (partially) and Counts Four and Five under 28 USC 1338 (b) and 1367 (a).
- 25 12. This Court has personal jurisdiction over defendant FTW (individually and doing business
26 through its subsidiary, “Tec-Lube Industries”) because FTW is a California corporation that
27 has its principal place of business in this State and in this District. Venue is proper in this
28 District pursuant to 28 USC section 11391 (b)(1) and (2) because defendant FTW and its

1 subsidiary, "Tec-Lube Industries" reside in this District and because a substantial part of the
2 acts on which plaintiff's claims are based occurred in this District.

- 3 13. This Court has personal jurisdiction over defendant FTI because FTI purchases Tec-Lube
4 brand lubricants in this district pursuant to a distributorship and other agreements entered
5 into in this District and because it advertises throughout the United States on the internet and
6 specifically in this district. The acts of FTI complained of herein are intended to, by FTI,
7 and do have an adverse affect on plaintiff in this State and in this district.

8 9 INTRADISTRICT ASSIGNMENT

- 10 14. Pursuant to Local Rule 3-2 (c), assignment to the San Francisco/Oakland division is
11 appropriate because defendant FTW resides in Alameda County, because all "Tec-Lube"
12 brand lubricants are initially sold from Alameda County and because a substantial amount of
13 the events which give rise to plaintiff's claims occurred in Alameda County.

14 15 FIRST COUNT

16 [Damages under 28 USC 1117 for Violation of Lanham Act]

- 17 15. TorrLube LLC is informed and believes that FTW and FTI are both now selling Krytox 143
18 AD based lubricants under the "Tec-Lube" brand. The lubricants FTI and FTW have been
19 selling since 2005 and are now selling under the Tec-Lube brand are not "identical to" or
20 "the same as" the TLC lubricant being sold by TorrLube LLC under its "TorrLube" brand
21 and trademark and do not perform the same or have the same characteristics. The Tec-Lube
22 brand lubricants sold by FTI and FTW are inferior to and do not perform as well under high
23 vacuum conditions as the TLC lubricants sold by The TorrLube Company LLC under its
24 "TorrLube" brand and trademark.
- 25 16. FTI and FTW have undertaken an extensive advertising campaign in trade publications and
26 on the internet in which they falsely claim, in advertising for Tec-Lube brand lubricants sold
27 by them, that the lubricants they are selling under the Tec-Lube brand is "identical to" and
28 "the same as" lubricants sold under the TorrLube brand and trademark by TorrLube LLC.

1 In truth and in fact, the lubricants sold by FTI and FTW under the Tec-Lube brand are not
2 the same and are not identical to the lubricants sold by TorrLube under the TorrLube brand
3 and trademark and are inferior to and do not have the same characteristics in high vacuum
4 use as the lubricants sold by plaintiff under the "TorrLube" brand and trademark.

5 17. Notwithstanding that difference between the lubricants sold by FTI and FTW under the Tec-
6 Lube brand and "TorrLube" lubricants, FTI and FTW now and in the last 6 months have
7 advertised Tec-Lube's lubricant as follows and in other manners and at other locations and
8 publications known to defendants and not known to plaintiff including on the internet as set
9 forth in par. 23 through 27, herein below, which are incorporated herein by this reference:

- 10 A. "If you are currently using the leading lubricant for your high vacuum applications,
11 consider this: **Tec-Lube is the identical lubricant and sells for 20% less**" [bold
12 typeface in original]– Vacuum Technology & Coating Magazine – January, 2007
13 [Exhibit A hereto]
- 14 B. "If you are currently using the leading lubricant for your high vacuum applications,
15 consider this: **Tec-Lube is the identical lubricant and sells for 20% less**" [bold
16 typeface in original]. – Vacuum Technology & Coating Magazine – February, 2007
17 [Exhibit B hereto]
- 18 C. "If you are currently using the leading lubricant for your high vacuum applications,
19 consider this: **Tec-Lube is the identical lubricant and sells for 20% less**" [bold
20 typeface in original]. – Vacuum Technology & Coating Magazine – March, 2007
21 [Exhibit C hereto]
- 22 D. "If you are currently using TorrLube for your high vacuum semiconductor
23 applications, consider this: Tec-Lube is the identical lubricant and sells for 20%
24 less." "Tec-Lube is guaranteed to provide identical performance to the industry
25 leader, TorrLube." Tec-Lube website – copyright in 2006 – accessed on February
26 28, 2007 [Exhibit D hereto]
- 27 E. "What you should know about Tec-Lube.
28 Is there a difference between Tec-Lube and TorrLube?"

1 Tec-Lube is guaranteed to provide the same performance as TorrLube. It is the
2 identical lubricant. The only difference in the lubricants is the price.” Tec-Lube
3 website (FAQ page) – accessed on February 27, 2007 [Exhibit E hereto].

4 F. “If you are currently using TorrLube for your high vacuum semiconductor
5 applications, consider this: Tec-Lube is the identical lubricant and sells for 20%...”
6 [Google web search for “Tec-Lube” on February 28, 2007 – Exhibit F hereto].

7 18. On January 11, 2005, plaintiff demanded that the claims (on FTI’s web site) that Tec Lube
8 was “identical” and was “guaranteed to and would perform identically to TorrLube” be
9 removed from FTI’s web site. FTI and FTW refused to do so and said that since they had
10 sold the identical product as TorrLube’s predecessor sold in 1998, they could and would
11 continue to claim that the lubricant they sold under the Tec-Lube brand was “identical” to
12 the lubricant now being sold by Plaintiff. Prior to filing this action, plaintiff again
13 demanded that defendants, and each of them, cease their false advertising as described
14 above. Defendants indicated that they intended to continue to falsely advertise that Tec-
15 Lube provided the “identical performance” as lubricants sold by plaintiff under the
16 “TorrLube” brand and trademark.

17 19. As a result of said false claims by FTW and FTI concerning the nature and characteristics
18 of lubricants they sell under the Tec-Lube brand and the lubricants sold by The TorrLube
19 Company LLC under its “TorrLube” brand and trademark, plaintiff has been injured and
20 damaged in amounts not now known to it but which are readily ascertainable and which
21 consist of the total sales of Tec-Lube lubricants from 2005 until the date FTI and FTW cease
22 claiming that they are selling the “identical lubricant for 20% less” and cease making claims
23 that the lubricants sold by them are “identical” to lubricants sold by Plaintiff under the
24 “TorrLube” brand and trademark. In addition to such sales, the reputation of plaintiff as
25 “the industry leader” and the value of its trademark “TorrLube” has been injured and
26 damaged due to inferior or unsatisfactory performance of Tec-Lube brand lubricants which
27 are falsely advertised as having “identical” characteristics as TorrLube brand lubricants
28

1 when, in fact, said lubricants are inferior to and do not perform the same as or identical to
2 lubricants sold under the "TorrLube" brand and trademark.

3 20. Under 28 USC section 1117(a), plaintiff is entitled to recover defendants' profits, and to
4 recover any damages sustained by the plaintiff and its costs of suit. Under 28 USC section
5 1117 (b), the amounts of actual damages should be tripled. The Court may also award
6 attorneys fees to plaintiff.

7
8 **SECOND COUNT**

9 [Damages under 28 USC 1117 for Violation of Lanham Act and for
10 Restitution under State Law by "coding" to Plaintiff's domain name]

11 21. Plaintiff hereby incorporates paragraphs 15 through 19, inclusive herein as though set forth
12 in full at this point.

13 22. In addition to the above false advertisements and false claims, Tec-Lube and Fil-Tech West
14 have caused their web-sites and the domain name "Tec-Lube" to be "coded" in such a way
15 that internet search engines will refer to Tec-Lube's product and web site when "TorrLube"
16 (plaintiff's domain name) is searched.

17 23. As a result of that improper conduct, a "Google search" of "TorrLube" results in the
18 following (as the fourth "result"), "Tec-Lube Industries (866)651-8200. Tec-Lube is
19 guaranteed to provide the same performance as TorrLube." A true copy of a "Google
20 search" for "TORRLUBE" on March 6, 2007 is Exhibit G hereto. Plaintiff is informed and
21 believes that the phone number listed is FTW's phone number.

22 24. A "Google search" for TorrLube on July 14, 2007 resulted in (as item #15) a reference to
23 FTI's web site with the following language: "Tec-Lube in guaranteed to provide identical
24 performance to the industry leader, TorrLube..." A true copy of that search is Exhibit G -
25 1 hereto. The same search also refers to FTI (as result # 22) as follows: "FilTech offers
26 Tec-Lube TM, the same lubricant as TorrLube at 10% savings." A true copy of that search
27 result is Exhibit G - 2.
28

- 1 25. Similarly, a search on "Ask.com" for "torrlube" results in the **first response** being "Tec-
2 Lube: Better Choice. Identical Lubricant 20% cost savings." A true copy of Ask.com
3 search result on March 7, 2007 is Exhibit H hereto.
- 4 26. As result of said improper conduct by defendants, and each of them, a search of "TorrLube"
5 on Yahoo brings up both "Fil-Tech West." (item No. 9) and "Tec-Lube Lubricant. Tec-
6 Lube – The affordable alternative to TorrLube TM...guaranteed to provide identical
7 performance to the industry leader, TorrLube TM" - A true copy of a Yahoo search result on
8 March 25, 2007 is Exhibit I hereto.
- 9 27. As a result of the continued improper conduct of defendants, a search on Microsoft "live
10 search" on July 13, 2007 for "torrlube" retrieved, as the 6th and 7th results, references to the
11 FTW web site together with the following: "Tec-Lube is guaranteed to provide the same
12 performance as TorrLube". A true copy of that search result is Exhibit J
- 13 28. The acts of causing Tec-Lube to be a result on a search for "TorrLube" is a separate
14 improper and invalid use of plaintiff's trademark and domain name and constitutes both
15 cyber-piracy and unfair competition and also false designations of origin, false descriptions,
16 false advertising and internet deception in violation of the prohibition in the Lanham Act (15
17 USC section 1125) and of false, untrue, misleading and deceptive advertising in violation of
18 California law (Business & Professions Code section 17200 *et seq.*).
- 19 29. Plaintiff has been injured and damaged in amounts not known to it by reason of sales by FTI
20 and FTW of Tec-Lube brand lubricants to customers who saw advertisements for the
21 "identical lubricant" as TorrLube at 10% or 20% less money. In addition to such sales, the
22 reputation of plaintiff as "the industry leader" and the value of its trademark "TorrLube" has
23 been injured and damaged due to inferior or unsatisfactory performance of Tec-Lube brand
24 lubricants which are advertised as having "identical" characteristics as TorrLube brand
25 lubricants when, in fact, said lubricants are inferior to and do not perform the same as or
26 identical to lubricants sold under the TorrLube brand and trademark.
- 27 30. Said damages under the Lanham Act consist of the actual sales, by defendants of Tec-Lube
28 brand lubricants since 2002 (said amount is also "restitution" under California B & P Code

1 17200) and that such damages be tripled under the Lanham Act. Plaintiff is also entitled to
2 its attorneys fees under the Lanham Act.

3
4 COUNT THREE
5 [Injunction under 28 USC 1116]

6 31. Plaintiff hereby incorporates paragraphs 15 through 19, inclusive, and 22 through 28,
7 inclusive, herein as though set forth in full at this point.

8 32. On January 11, 2005, plaintiff wrote to FTI and demanded that the claim on the Tec-Lube
9 web site that "your knock-off product, Tech-Lube [*sic*] is GUARANTEED to perform
10 identically to TorrLube" be removed because that claim "cannot be substantiated." Again, in
11 2007, plaintiff contacted FTW and indicated that its claims that Tec-Lube was "the identical
12 lubricant to TorrLube" was false. In response to these notifications,, FTW and FTI said that
13 because the lubricants they sold as "Tec-Lube" in 1998 were the same as the lubricant then
14 sold by TorrLube, they could and would continue to claim that and would continue to
15 advertise that "Tec-Lube is the identical lubricant [to TorrLube]". Since being contacted by
16 plaintiff, both FTI and FTW have caused the advertising described above and in other
17 advertising known to defendants and not to plaintiff to be placed and published and has
18 caused their web sites and the web site for "Tec Lube" to be "coded" and designed in such a
19 manner so as to become a "result" when one searches for "TorrLube" on commonly used
20 internet search engines and has continued to assert false claims on its web-site. Unless
21 enjoined and restrained from so doing, FTW and FTI has continued and will continue to so
22 advertise falsely that Tec-Lube lubricant is "identical" to TorrLube, when, in fact, it is not.

23 33. Unless a preliminary injunction is issued enjoining and restraining Tec-Lube and Fil Tech
24 West, and each of them, and their successors, assigns, parents, subsidiaries, agents and
25 representatives, the said parties and entities will continue to falsely advertise lubricants sold
26 under the Tec-Lube brand as being "identical" to TorrLube brand lubricants and will
27 continue to use coding to have their web site and the above false claims be a result when
28

1 “TorrLube” is searched on commonly used internet search engines. Said relief is authorized
2 pursuant to 15 USC 1116.

3 34. Said injunction should be made permanent.

4
5 COUNT FOUR

6 [Restitution and Injunction for Unfair Competition
7 under California B & P Code 17200]

8 35. Plaintiff hereby incorporates paragraphs 15 through 19, inclusive, and 22 through 28,,
9 inclusive, herein as though set forth in full at this point.

10 36. Said conduct, by defendants, and each of them, is in violation of California Bus & Prof.
11 Code section 17200 *et seq* (unfair competition) in that it constitutes “unfair, deceptive,
12 untrue and misleading advertising.”

13 37. Pursuant to B & P Code section 17203, Plaintiff is entitled to a preliminary and permanent
14 injunction against defendants, and each of them, and their successors, assigns, parents,
15 subsidiaries, agents and representatives enjoining and precluding defendants, and each of
16 them and their successors, assigns, parents, subsidiaries, agents and representatives from
17 advertising in any way that lubricants sold by them under the Tec-Lube brand is “identical”
18 to or has the same properties as lubricants sold under the TorrLube brand and trademark and
19 from coding their web site in such a way as to have their web site be shown as a result when
20 TorrLube is searched on commonly used internet search engines.

21 38. In addition, plaintiff is entitled to recover, as and for restitution, the money realized by
22 defendants, and each of them, as a result of their conduct described above, consisting of
23 their sales of Tec-Lube brand lubricants since 2005 which have been made as a result of said
24 unfair competition (false, untrue, misleading and deceptive advertising and web search
25 results).

COUNT FIVE

[Damages for Common Law "Unfair Competition"]

39. Plaintiff hereby incorporates paragraphs 15 through 19, inclusive, and 22 through 28,, inclusive, herein as though set forth in full at this point.

40. Said conduct of Defendants, and each of them, constitutes a wrongful exploitation of plaintiff's trade name and trademark, "TorrLube" (by claiming to be selling the "identical" product), has created competitive injuries to Plaintiff and constitutes common law "unfair competition" under the laws of the State of California.

41. Plaintiff has been injured and damaged in amounts not known to it by reason of sales of Tec-Lube to its potential customers who believed that they were buying the "identical lubricant" as TorrLube at 10% or 20% less money and by damages to its reputation because persons dissatisfied with the performance of lubricants sold by defendants as being "identical" to and "guaranteed to perform" identical to "TorrLube" lubricants when, in fact, the lubricants sold by defendants under the Tec-Lube brand are not identical and have inferior performance characteristics. Said damages consist of the actual sales by defendants of Tec-Lube brand lubricants since 2005 and such other and further damages as may be found, subject to proof.

WHEREFORE, plaintiff prays that judgment be entered in its favor and against defendants, and each of them, as follows:

1. For damages, costs and attorneys fees under the Lanham Act;
2. That said damages be tripled;
3. For restitution of all moneys obtained by defendants as a result of their false and deceptive business practices under California B & P Code 17200 *et seq.*;
4. For damages under common law "unfair competition" for all competitive injuries suffered by Plaintiff as a result of defendants' conduct as described herein;
5. For a temporary injunction enjoining and restraining defendants, and each of them, and their successors, assigns, parents, subsidiaries, agents and representatives from falsely advertising lubricants sold under the Tec-Lube brand as being "identical" to TorrLube

1 brand lubricants (or in any way conveying the impression that the lubricants they sell are
2 the same or "identical" to TorrLube brand lubricants) and from continuing to use coding
3 to have their web site and the above false claims be a result when "TorrLube" is
4 searched on commonly used internet search engines.

5 6. That said injunction be made permanent.

6 7. For costs of suit and such other relief as may be just and proper.

7 Dated: July 20, 2007

8
9 RICHARD I. WIDEMAN, Esq.

10 and

11 LAW OFFICES OF KIRK B. FREEMAN.

12 BY: 

13 RICHARD I. WIDEMAN, ESQ.

14 Attorneys for THE TORRLUBE COMPANY LLC

15
16
17
18 **DEMAND FOR JURY TRIAL**

19 **Plaintiff hereby demands a jury trial as provided by Rule 38 (b), FRCP.**

20 Dated: July 20, 2007

21
22 RICHARD I. WIDEMAN, Esq.

23 and

24 LAW OFFICES OF KIRK B. FREEMAN.

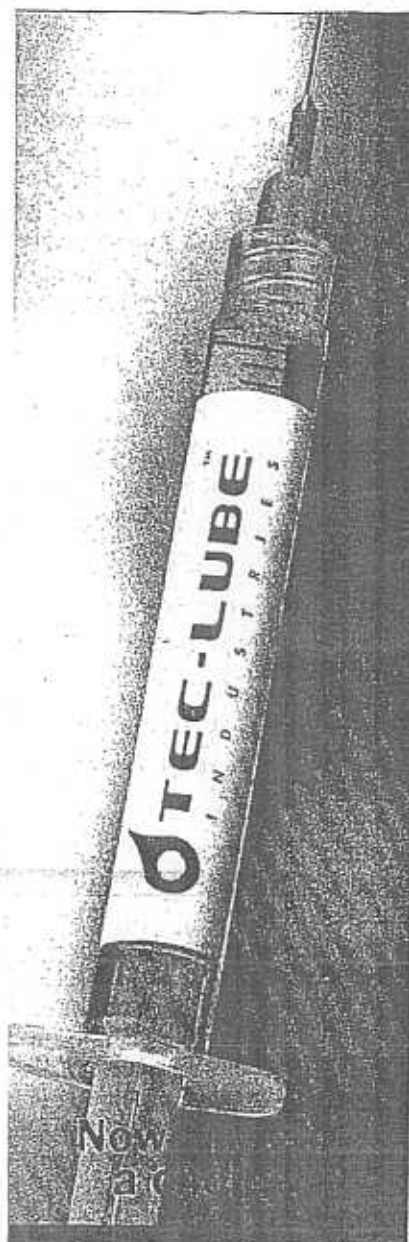
25 BY: 

26 RICHARD I. WIDEMAN, ESQ.

27 Attorneys for THE TORRLUBE COMPANY LLC

Exhibit

A



If you are currently using the leading lubricant for your high vacuum semiconductor applications, consider this: Tec-Lube is the identical lubricant and sells for 20% less.

We want you to make the switch. We are ready to send you a free sample syringe of Tec-Lube.

Go to your computer now, click on our website, click for a free syringe, and start saving 20%. We offer volume discounts for distributors and resellers.

Tec-Lube Industries
Pleasanton, CA 94588
(866) 651-8200
(925) 251-8205 Fax

www.Tec-Lube.com

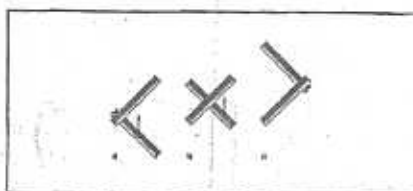


Figure 5. Load scanner translation for wear/friction testing.

extend the lifetime of components well beyond that supplied by single layers. Figure 3 shows a SEM of a CrN/NbN superlattice and Figure 4 shows the extension in the life of a carbide tool coated with a TiAlN/VN superlattice compared to single layer TiCN [3].

As with all areas of technology, it is necessary to test the tribological coatings before they are applied to functional components. Widely used test are

- Load scanner
- Hardness (discussed in previous issue)
- Lubricity
- Sliding speed

The load scanner test involves sliding two crossed cylindrical specimens across each other with a constantly varying load, as shown in Figure 5. The parts can be uncoated, coated, lubricated or dry. The load increases in the forward direction and decreases in the reverse direction. This sequence can be cycled until failure occurs. As many as 15000 sliding cycles have been used. Damage is then assessed at each contact distance, and 3-D maps of friction vs load are compiled.

The load scanner can also be used to assess the running-in properties of a lubricated substrate. Figures 6 a and b shows the coefficient of friction plotted against load and number of cycles for a steel on steel and then DLC coated steel cylinder rubbing against an uncoated steel cylinder [7]. The advantage of using DLC is obvious.

The sliding speed test directly determines the level of lubrication and involves a cylinder rotating against a flat. This set up simulates a cam regulated valve. As expected, the coefficient of friction depends on the coating material used and the sliding speed. Some of the materials with lowest coefficients are Al-bronze, MoS₂, TaC and DLC.

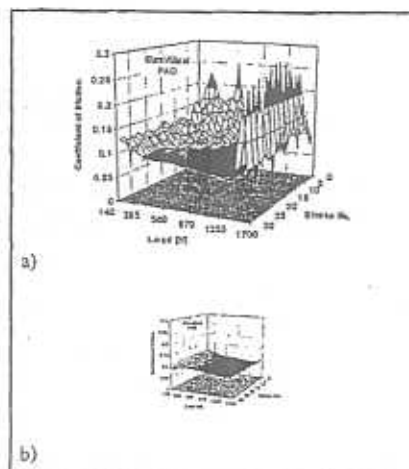


Figure 6a and 6b. Coefficient of friction for steel/steel and DLC/steel/steel [7].

Organic materials can also possess useful tribological properties. For example, PTFE (Teflon®) coatings are used extensively on cookware, saw blades, and medical instruments. These materials, however, are very soft and must be treated with care.

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in demonstrates how the substrate degrades

un ZT of a thin film ZT of the film/substrate

00 system is plotted against substrate thick-

gr- ness, with the intrinsic (no substrate) ZT

ve of the thin film as 3.2. However, this value

1st is never achieved because the thermal

he conductance of the substrate dominates

An for all realistic substrate thicknesses. The

m- ZT of film/substrate system will never

un approach the intrinsic ZT of the film for Si

ge substrates, and not much better for SiO₂

substrates. The only hope for success is to

use a substrate with very low thermal con-

ductivity, such as a polymer ($\alpha \sim 0.001$

W/mK), and this presents its own prob-

lems. The optimum situation is to release

the thin film from the substrate but again

this presents other problems. Thin films

are mechanically weak and stress can eas-

ily fracture them. The release process may

also degrade or destroy the film.

There has been some success with a

few low dimensional structures. At INM

we have deposited thin films with prom-

ising thermoelectric properties (I cannot

identify materials due to IP considera-

tions) on low thermal conductivity poly-

imide substrates. High quality

PbTe/PbSe superlattices have been

deposited by RTI by molecular beam epi-

taxy (MBE) [8]. The thermoelectric and

electric properties were found to depend

critically on layer thickness. Thicknesses

$\sim 20 - 50$ nm worked the best. The films

were deposited on expensive GaAs

substrates and released using a chemical

process. ZT ~ 2 has been achieved for

these superlattices at 550 K. Thermoelectric

devices (next month's

topic) developed with these superlattices

demonstrated very promising cooling

performance. Cooling devices were able

to pump heat fluxes up to 700 W/cm²

with localized cooling and heating rates

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PbTe/PbSe quantum dot structures

have demonstrated ZT ~ 2 at 550 K [9].

Figure 6 shows the quantum dot array.

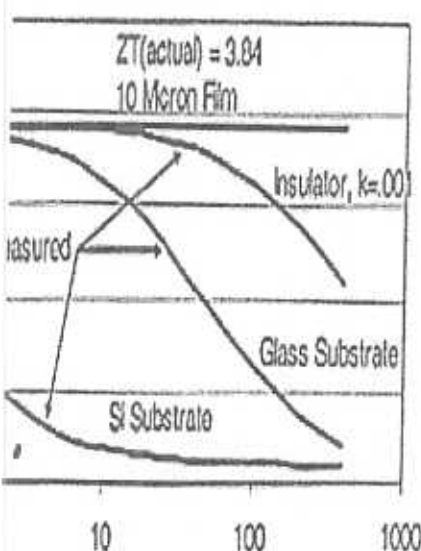
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Figure 6 shows the quantum dot array.

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expensive. PECVD processes are now being explored for deposition of the superlattices.

To date, thin film and quantum well structures have not yet lived up to expectations, probably because we do not understand all the nuances involved in deposition and issues involved in achieving these complex structures. Cost is also one of the big questions for extensive development of these materials, thin films in particular. The materials and process equipment aren't cheap. Costs can be projected to be less than \$0.10/W in ten years, but the way the price of oil keeps skyrocketing, thermoelectric power generation and waste heat recovery may look very attractive by then.

I will complete our discussion on thermoelectric energy conversion next month with a description of thermoelectric power generating and cooling devices and systems.

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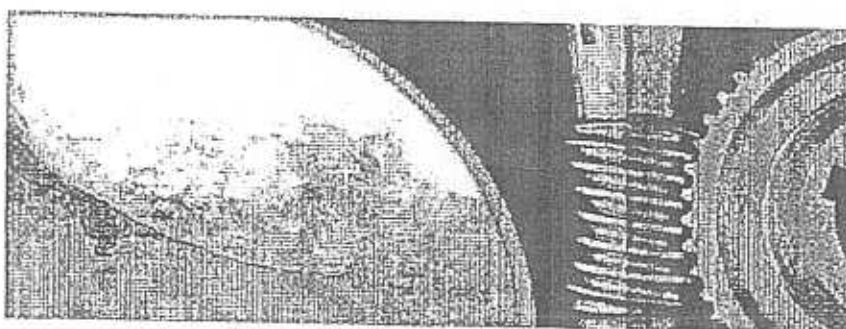
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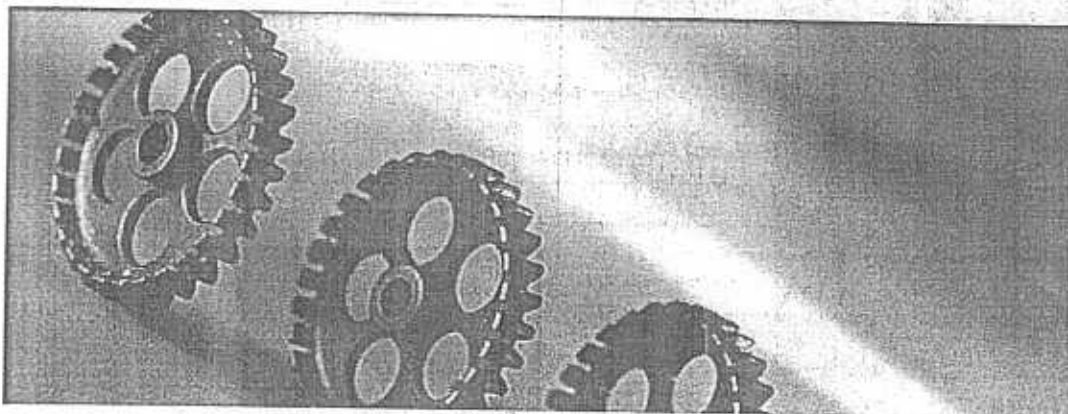
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